

GOVERNMENT OF ANDHRA PRADESH

A B S T R A C T

Public Servants – Panchayat Raj & Rural Development Department - Certain allegations of corruption against Sri Mohammad Mahaboob Ali, former Divisional Panchayat Officer, Kovvuru, West Godavari District, (now Retired) - Trapped by the Anti-Corruption Bureau - Prosecution – Charge proved – Convicted – Imposing the penalty of withholding of pension and gratuity in full and permanently u/r 25(i) of APCS (CC&A) Rules, 1991 & Rule 9 of APRP Rules, 1980 – Orders - Issued.

PANCHAYAT RAJ & RURAL DEVELOPMENT (Vig.IV) DEPARTMENT

G.O.Rt.No: 1690

Dated:- 18-11-2010

Read the following:-

1. Proceedings of the Commisisoner of PR&RE., Hyderabad, No: 18375/CPR/M1/2003 , Dated:- 8-1-2004.
2. G.O.Ms.No. 373, PR&RD(Vig.IV) Dept., dt:- 13-12-2004.
3. G.O.Rt.No: 500, PR&RD(Vig.IV) Dept., Dt:- 13-04-2006.
4. Judgment of Spl.Judge for SPE & ACB Cases, Vijayawada, dt:- 28-7-2008 in CC No.9 of 2005.
5. Govt.Memo.No: 4738/Vig.IV.A1/2004-2, Dt:- 4-10-2008
6. Explanation from Sri Mohammed Mahaboob Ali, DI.P.O. (Retd.), Dt:- 19-01-2009.

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ORDER:-

In the ref., 1st read above, Sri Mohammed Mahaboob Ali, the then DI.P.O., Kovvur, West Godavari District was kept under suspension as he was trapped by the Anti Corruption bureau Officials on 12-12-2003 for demand and acceptance of illegal gratification of Rs.1,000/- from the complainant for showing official favor for recommending restoration of absolute cheques power and to process and forward the report in favour of the complainant.

2. In the ref., 2nd read above, orders were issued according permission to DG, ACB for prosecuting Sri Mohammed Mahaboob Ali, the then DI.P.O., WG District in the Court of Law under Sections 7, 13(2) r/w 13(1) (d) of P.C. Act, 1988. Accordingly, charge sheet was filed against the AO in the Hon'ble Court of Spl. Judge for SPE & ACB cases, Vijayawada vide C.C.No.9/2005 on 16.6.05.

3. In the meanwhile Sri Mohammed Mahaboob Ali, the then DI.P.O., WG District has been retired from service on 31-03-2007 on attaining the age of superannuation pending prosecution against him. He has been sanctioned provisional pension vide ref., 3rd read above.

4. In the ref., 4th read above, the Spl. Jude for SPE & ACB Cases, Vijayawada convicted the Accused Officer Sri Mohammad Mahaboob Ali, the then DI.P.O., Kovvur, West Godavari District and sentenced him to undergo simple imprisonment for a period of one year and to pay a fine of Rs. 1,000/- and in default to suffer simple imprisonment for a period of 3 months for the offence under Section 7 of the Prevention of Corruption Act, 1988. Further, it was ordered to undergo simple imprisonment for a period of one year and also to pay a fine of Rs.1,000/- and, in default, to suffer simple imprisonment for a period of 3 months for the offence under Section 13 (1) (d) r/w 13(2) of the P.C. Act, 1988.

5. Since, it is a proven case of bribery and corruption and the Charged Officer retired from service, as per Rule 25(i) of the APCS(CC&A) Rules, and as per the guidelines in G O Ms No: 2, GA(Ser.C) Dept., dt:- 4-1-1999, and also as per Rule 9 of AP RP Rules, 1980, a show cause notice has been issued to him in the ref., 5th read above, on the proposed penalty of withholding pension and gratuity in full and permanently against him on the ground of conduct which has led to his conviction on a criminal charge. In the ref., 6th read above, the Charged Officer has submitted his explanation. Government, on examination of the explanation, found no new grounds to consider it.

6. Govt., therefore, hereby, impose the penalty of withholding of pension and gratuity in full and permanently u/r 9 of APRP Rules, 1980 for the proven corruption of bribe, against Sri Md. Mahaboob Ali, DI.P.O.,WG Dist., (now Retd.,) on the ground of conduct which has led to his conviction on a criminal charge.

7. The Commissioner of PR&RE., Hyd., shall take necessary further action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

M.V.P.C.SASTRY

SPECIAL CHIEF SECRETARY TO GOVERNMENT

To

The Commissioner of PR.,& RE., Hyderabad

Sri Md.Mahaboob Ali, DI.P.O.(Retd.,) WG Dist., through the CPR&Re., Hyd.

Copy to:- The DG., ACB., Hyd.,

The Secy., to APVC., Hyd.

The DTO., WG., Dist., Eluru.

The DPO., WG Dist., Eluru.

Sf/Sc.

//FORWARDED : BY ORDER//

SECTION OFFICER